

REMARKS

This paper is responsive to any paper(s) indicated above, and is responsive in any other manner indicated below.

ABSTRACT OBJECTION - REPLACEMENT ABSTRACT SHEET

The abstract has been objected to because of the Office Action concerns listed within the section numbered "3" on page 2 of the Office Action. As the attached replacement abstract sheet is believed to be of proper form, reconsideration and withdrawal of the objection to the abstract, are respectfully requested. In the event that the present replacement abstract is itself found not to be of proper form, the Examiner is herein authorized to amend to a suitable replacement abstract. With respect to any past, present or any ultimately implemented Abstract or amendment thereof, Applicant would like to reiterate and embrace the 37 CFR 1.72(b) provisions that "The abstract will not be used for interpreting the scope of the claims."

CLAIM OBJECTION - TRAVERSED

Claim 2 has been objected to because of the Office Action concerns listed within the "Claim Objections" section on page 2 of the Office Action. However, in reviewing claim 2, no error corresponding to the Office Action concern can be found within such claim. In view of the absence of error within the claim, reconsideration and withdrawal of the claim objection are respectfully requested.

PENDING CLAIMS

Claims 1-16 were pending, under consideration and subjected to examination in the Office Action. Appropriate claims have been amended, canceled and/or added (without prejudice or disclaimer) in order to adjust a clarity and/or focus of Applicant's claimed invention. That is, such changes are unrelated to any prior art or scope adjustment and are simply refocused claims in which Applicant is presently interested. At entry of this paper, Claims 1-16 will be pending for further consideration and examination in the application.

REJECTIONS UNDER 35 USC '102 - TRAVERSED

The 35 USC '102 rejection of claims 1-16 as being anticipated by Ochiai et al. (U.S. Patent 7,171,677) is respectfully traversed.

All descriptions of Applicant's disclosed and claimed invention, and all descriptions and rebuttal arguments regarding the applied prior art, as previously submitted by Applicant in any form, are repeated and incorporated hereat by reference. Further, all Office Action statements regarding the prior art rejections are respectfully traversed. As additional arguments, Applicant respectfully submits the following.

In order to properly support a '102 anticipatory-type rejection, any applied art reference must disclose each and every limitation of any rejected claim. The applied art does not adequately support a '102 anticipatory-type rejection because, at minimum, such applied art does not disclose (or suggest) the following discussed limitations of Applicant's claims.

Applicant's claims have been clarified to recite the feature/limitations (using independent claim 1 as an example) "wherein, based on user manipulation from the input unit, the recording device starts recording a video signal received by the reception device; and **wherein the output device stops video signal output and, in response to a request from the external device, transmits the video signal recorded by the recording device to the external device while recording the video signal**; and wherein in response to a request from the external device, the transmission system stops transmitting the video signal, and the recording device stops recording the video signal." Because of the above-highlighted features, a user watching an ongoing program at a first transmission/reception apparatus (i.e., TV setup) location within a building (e.g., a residential home), may command the first transmission/reception apparatus to continue recording the ongoing program, to allow the user to relocate to a second transmission/reception apparatus (i.e., TV setup) location, and to then resume watching a non-watched portion of the program on the second apparatus (e.g., a user can relocate from watching TV in a living room, to watching in his/her bedroom, without missing any portion of the ongoing program). Other ones of Applicant's independent claims have similar or analogous features/limitation.

Turning now to rebuttal of the applied reference, Ochiai nowhere discloses or suggest any type of arrangement which "...**transmits the video signal recorded by the recording device to the external device while recording the video signal**".

In addition to the foregoing, the following additional remarks from Applicant's foreign representative are also submitted in support of traversal of the rejection and patentability of Applicant's claims.

Applicant respectfully submits that Applicant's presently-clarified claims are different from Ochia because of following factors.

More particularly, Applicant's Fig. 2 (The 1st set) discloses operations supporting the claimed feature where the apparatus "transmits the video signal recorded by the recording device to the external device **while recording the video signal**" and in response to a request from the external device, **the transmission system stops transmitting the video signal₁ and the recording device stops recording the video signal**".

Further, Applicant's Fig. 3 (The 1st set) discloses operations supporting the claimed feature where, "in response to a request from the external device, the video signal recorded by the recording device **and the information of the video signal are transmitted** to the external device and **the recording device stops recording a video signal**".

Finally, Applicant's Fig 4 (The 1st set) discloses operations supporting the claimed feature where, "a transmission system on which a video signal recorded by **the recording device** is transmitted to **the external device** via a network"; and based on user manipulation for watching on **an external device from the input** unit, the output device stops video signal output and the transmission system transmits **the information of the video** signal to the external device.

That is, Ochiai nowhere discloses any arrangement which would have disclosed or suggested, the above-emphasized features/limitations of Applicant's claims.

As a result of all of the foregoing, it is respectfully submitted that the applied art would not support a '102 anticipatory-type rejection of Applicant's claims. Accordingly, reconsideration and withdrawal of such '102 rejections, and express written allowance of all of the rejected claims, are respectfully requested.

EXAMINER INVITED TO TELEPHONE

The Examiner is herein invited to telephone the undersigned attorneys at the local Washington, D.C. area telephone number of 703/312-6600 for discussing any Examiner's Amendments or other suggested actions for accelerating prosecution and moving the present application to allowance.

RESERVATION OF RIGHTS

It is respectfully submitted that any and all claim amendments and/or cancellations submitted within this paper and throughout prosecution of the present application are without prejudice or disclaimer. That is, any above statements, or any present amendment or cancellation of claims (all made without prejudice or disclaimer), should not be taken as an indication or admission that any objection/rejection was valid, or as a disclaimer of any scope or subject matter. Applicant respectfully reserves all rights to file subsequent related application(s) (including reissue applications) directed to any/all previously claimed limitations/features which have been subsequently amended or cancelled, or to any/all limitations/features not yet claimed, i.e., Applicant continues (indefinitely) to maintain no intention or desire to dedicate or surrender any limitations/features of subject matter of the present application to the public.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant respectfully submits that the claims listed above as presently being under consideration in the application are now in condition for allowance.

To the extent necessary, Applicant petitions for an extension of time under 37 CFR '1.136. Authorization is herein given to charge any shortage in the fees, including extension of time fees and excess claim fees, to Deposit Account No. 01-2135 (Case No. 501.43515X00) and please credit any excess fees to such deposit account.

Based upon all of the foregoing, allowance of all presently-pending claims is respectfully requested.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

/Paul J. Skwierawski/
Paul J. Skwierawski
Registration No. 32,173

PJS/slk
(703) 312-6600